

MINUTES
TOWN OF FREDERICK
BOARD OF TRUSTEES
Frederick Town Hall
Special Meeting
August 4, 2009
5:00 p.m.

Attendance: Mayor Eric Doering, Mayor Pro Tem Sue Wedel, Trustees Gerry Pfirsch, Amy Schiers, Tony Carey, Liberta Hattel and Jim Wollack were present.

ROLL CALL Mayor Doering called the special meeting to order at 5:00p.m. Roll call was taken; all Trustees present.

Home Rule Charter Commission Presents the Proposed Home Rule Charter to the Frederick Town Board Home Rule Charter Commission, Chairperson Laura Brown provided a brief overview of the Commission's review process for the proposed Home Rule Charter. Chairperson Brown also thanked the Commission for their hard work and making what the Commission feels is a solid Charter. A thank you was also displayed to Maureen Juran, Special Counsel for the Home Rule Charter Commission.

After the overview Mayor Pro Tem Wedel made a motion to approve Resolution 09R034, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF FREDERICK, COLORADO, SUBMITTING TO THE REGISTERED ELECTORS OF THE TOWN THE PROPOSED HOME RULE CHARTER AT THE COORDINATED ELECTION TO BE HELD ON NOVEMBER 3, 2009; SETTING THE BALLOT TITLE THEREOF; AUTHORIZING THE UTILIZATION OF THE PROVISIONS OF THE UNIFORM ELECTION CODE AT THE COORDINATED ELECTION TO BE HELD ON NOVEMBER 3, 2009; SUSPENDING THE OFFICIAL DUTIES OF THE COMMISSION UNTIL THE FINAL CANVASS OF THE VOTE OF THE ELECTORS AT THE NOVEMBER 3, 2009, ELECTION; AND RECOGNIZING THE DEDICATED EFFORTS OF THE MEMBERS OF THE HOME RULE CHARTER COMMISSION, Trustee Hattel seconded the motion. Prior to the vote on the motion, Mayor Doering asked for discussion. Trustee Carey inquired about how the Commission decided on having the Mayor be a voting member of the Board and why is the Town Clerk position hired by the Town Manager and approved by the Board of Trustees. Chairperson Brown responded to both questions; the Commission felt that since the Mayor was an elected representative of the Board, the position had a right to vote and show his/her constituents how he/she is voting on issues. As for the situation with the hiring of the Town Clerk, the Commission indicated there was lengthy discussion regarding this section of the Charter; the Commission discussed the role of the Town Clerk and how the position is the "Clerk" to the Board, so with that perspective some Commission members felt the Board should appoint the Town Clerk. Other discussion regarding the Town Clerk's position was to follow "Standard Business Practices" which would define the Town Clerk's position to be a hired/fired by the Town Manager. Since the Commission

considered both sides of the discussion and couldn't come to a defined conclusion, the Commission compromised and came to the decision described in the final version of the Charter.

Trustee Carey stated if the Mayor is chosen by the Board of Trustees, then the Mayor should have a right to vote; these being that the Mayor is a separate position the citizens vote for, the Mayor should remain a non-voting member of the Board. As for the discussion regarding who hires the Town Clerk, Trustee Carey indicated that if the Town Administrator is fully responsible for the operation of the Town, then he/she needs to hire the Town Clerk without input from the Board.

Trustee Pfirsch stated that this document was developed for current and future situations and that he might himself doesn't agree with everything in the document, he does support the document.

Special Counsel for the Home Rule Charter Commission, Maureen Juran provided information about the logistics of the Commission; a 9 member Commission, lots of hours committed to the final version of the Charter, lots of discussion about specific sections, discussed state legislation issues, etc. Juran stated it was a pleasure working with this Commission and would indeed miss them and thanked them for their hard efforts in making the Charter a working document.

Trustee Carey did indicate that even though he has voiced his concerns regarding a couple of section of the Charter, he is in support of the Charter.

Trustee Pfirsch informed the Board that Campaign Committees will be formed-they will be representing their opinions as citizens of the community. Since the Board of Trustees passed the proposed resolution, the Commission is not longer a entity of the Town of Frederick.

There being no further comments or questions from the Board, Mayor Doering asked for a role call vote; motion carried with Trustee Carey voting "nay" to the motion.

Mayor Doering closed the Special Meeting at 5:21p.m.

Nanette Fornof, Town Clerk

Approved by the Board of Trustees

Eric E. Doering, Mayor